



Fr Roe

PTO/SB/30 (10-01)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Commission for Patents  
Box RCE  
Washington, DC 20231

Application Number	09/897,929
Filing Date	July 5, 2001
First Named Inventor	TAMAKI
Art Unit	2152
Examiner Name	Duyen My Doan
Attorney Docket Number	ASAM.0011

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**

a.  Previously submitted

- i.  Consider the amendment(s)/reply under 37 CFR 1.116 previously filed \_\_\_\_\_.
- ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.
- iii.  Other \_\_\_\_\_

b.  Enclosed

- i.  Response/Preliminary Amendment
- ii.  Affidavit(s)/Declaration(s)
- iii.  Information Disclosure Statement (IDS)
- iv.  Petition for 1-month Extension of Time

2. **Miscellaneous**

a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of 3 months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b.  Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a.  The Director is hereby authorized to charge any additional fees, or credit any overpayments to Deposit Account No. 08-1480

- i.  RCE fee required under 37 CFR 1.17(e)
- ii.  Extension of time fee (37 CFR 1.136 and 1.17)
- iii.  Other Excess claims fee

b.  Checks in the amount of \$810.00 for the RCE fee and \$130.00 for Petition for Suspension of Action for 3 months fee for a large entity are enclosed

c.  Payment by credit card (Form PTO-2038 enclosed).  
Warning: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

#### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Juan Carlos A. Marquez	Registration NO. (attorney/agent)	34,072
Name (Print/Type)	Stanley P. Fisher	Registration NO. (attorney/agent)	24,344
Signature		Date	September 24, 2008

#### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the United States and Trademark Office on the date shown below.

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Signature			

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Name (Print/Type)	Juan Carlos A. Marquez	Registration NO. (attorney/agent)	34,072
Name (Print/Type)	Stanley P. Fisher	Registration NO. (attorney/agent)	24,344
Signature		Date	September 24, 2008

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re U.S. Patent Application of )  
TAMAKI et al. )  
Application Number: 09/897,929 ) Art Unit 2152  
Filed: July 5, 2001 )  
For: APPARATUS AND METHOD FOR DYNAMICALLY ) Examiner  
ALLOCATING COMPUTER RESOURCES BASED ) Doan, Duyen My  
ON SERVICE CONTRACT WITH USER )  
Attorney Docket No. ASAM.0011 )

**Commissioner of Patents**  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST TO SUSPEND PROSECUTION IN CONJUNCTION WITH A**  
**REQUEST FOR CONTINUED PROSECUTION PURSUANT TO 37 C.F.R. §1.103(c)**

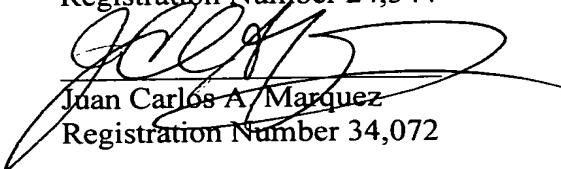
Sir:

Applicants hereby request suspension of the prosecution of the above-captioned application for a period of three (3) months pursuant to 37 C.F.R. §1.103(c). In accordance with the requirements of that section, a Request for Continued Examination is being filed concurrently herewith, along with the requisite processing fee of \$130.00 under 37 C.F.R. §1.17(i).

Having fulfilled all of the requirements of 37 C.F.R. §1.103(c), Applicants respectfully request early notification that the above-referenced application has been suspended.

Respectfully submitted,

Stanley P. Fisher  
Registration Number 24,344



Juan Carlos A. Marquez  
Registration Number 34,072

**REED SMITH LLP**  
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(703) 641-4200  
September 24, 2008

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